



**MINUTES OF THE REGULAR MEETING
OF THE CITY COUNCIL
OF THE CITY OF SPRINGVILLE, UTAH
COUNCIL CHAMBERS, 110 SOUTH MAIN STREET
MAY 20, 2014 – 7:00 P.M.**

The following are the minutes of the Regular Meeting of the Springville City Council. The meeting was held on **Tuesday, May 20, 2014, at 7:00 p.m.** in the Springville City Civic Center Council Chambers, 110 South Main Street, Springville, Utah. Adequate notice of this meeting, as required by law, was posted in the Civic Center and on the City's website, and delivered to members of the Council, media, and interested citizens.

Mayor Wilford W. Clyde presided. In addition to Mayor Clyde, the following were present: Council Member Rick Child, Council Member Craig Conover, Council Member Chris Sorensen, City Administrator Troy Fitzgerald, Assistant City Administrator/City Attorney John Penrod, and City Recorder Kim Rayburn. Also present were: Art City Substance Abuse Prevention (ASAP) Coordinator Shannon Acor, Community Development Director Fred Aegerter, Lieutenant Dell Gordon, Administrative Services Manager Rod Oldroyd, Buildings and Grounds Director Alex Roylance, Public Works Director Brad Stapley, and Museum of Art Director Dr. Rita Wright. Excused Council Member Christopher Creer, Council Member Dean Olsen

CALL TO ORDER

Mayor Clyde welcomed those present and called the meeting to order at 7:04 PM

INVOCATION AND PLEDGE

Councilmember Conover asked Leon Fredrickson to offer the invocation. Councilmember Sorensen led the Pledge of Allegiance.

APPROVAL OF THE MEETING'S AGENDA

COUNCILMEMBER CONOVER MOVED TO APPROVE THE MEETING'S AGENDA WITH THE CORRECTION OF MOVING ITEM #6 FROM THE CONSENT AGENDA TO THE REGULAR AGENDA. COUNCILMEMBER CHILD SECONDED THE MOTION. ALL VOTED IN FAVOR OF THE MOTION. THE MOTION PASSED UNANIMOUSLY.

APPROVAL OF THE MINUTES

No minutes to approve.

MAYOR'S COMMENTS

Mayor Clyde welcomed those in attendance and commented on the recent Bike to Work activity held on Saturday, May 17, 2014; he stated it was very successful with many in attendance. Mayor Clyde expressed May is a busy month with the bike ride around the

community, opening of the splash pad and spring sports starting. Mayor Clyde stated he attended the annual Art Ball and what a great activity it was. The theme this year was Salon De Paris and the decorations were fabulous.

PUBLIC COMMENT

Tiata Cromer requested to speak; Mr. Cromer is with Symtech and a member of the Chamber of Commerce. He wanted to thank the Council and Mayor for the opportunity to participate with the bike to work event. He encourages businesses to be involved with the community and the Chamber of Commerce. Mayor Clyde thanked Mr. Cromer for his comments.

CEREMONIAL AGENDA

1. Presentation of the Mayor's Awards – Shannon Acor, ASAP Coordinator
Mayor Clyde introduced ASAP Coordinator Shannon Acor and asked Councilmember Child to help with the award presentation. Ms. Acor introduced the first nominee, Ms. Tara Davis. She was nominated by her school counselor, Monica Linton. She wrote, "Tara has made a great effort to go out of her comfort zone and be a positive influence on her peers. She also has gone out of her way to make other students feel comfortable and included." Tara's parents Robert and Kristina Davis accepted the award on her behalf to applause.

Ms. Makenzie Keane. Was introduced as the next nominee by Ms. Acor. She read the nomination from her school counselor and Hope Squad Advisor, Courtney Droz: "As a member of the HOPE Squad, Kenzie is very involved and is a positive peer model. She is very accessible to her peers and has had a positive influence on many of her fellow students. She chooses to get involved and help with service projects. She has worked hard and is excelling academically and socially." The audience offered their applause as Ms. Keane was given her award.

Ms. Acor called Mr. Christian Moody to the front. The nomination from Scott Jenkins was read. "Christian is an excellent student and an outstanding individual. I am extremely impressed with Christian's natural leadership ability, his friendly and cheerful disposition and the way he reaches out to other students. I have observed Christian during lunch encourage his friends to move with him to another table where shy students were sitting alone. He is dependable and proactive. Christian is president of our HOPE Squad which helps identify students who may be depressed or suicidal, and to bring hope and encouragement to other students. Christian is always kind and respectful. Christian also has impressive dances moves to excite the crowds! It is my honor and privilege to nominate Christian." Mr. Moody was presented his award to applause.

Ms. Acor read the nomination for Ms. Rebecca Hammond from Kim Buhler a neighbor and friend. "I am very impressed with Becca. She is a kind hearted and a very friendly young woman who genuinely cares about others. She seeks out others who may not fit in and is quick to befriend them. I have watched Becca from a distance. Without knowing she is being watched Becca is friendly, kind, genuine and enthusiastic. She is caring and real. There is nothing superficial about her. She is smart and talented. Our world is a better because of people like Becca." She was given applause as she received her award.

2. Presentation of the APPA and IPSA Safety Award – Power Director, Leon Fredrickson

Director Fredrickson thanked Brandon Graham, Power Distribution Superintendent for his presentation during work session. Director Fredrickson also expressed his appreciation for all of the Power Department staff in promoting safety. Director Fredrickson presented to the Council the recent safety awards the Power Department had received from the American Public Power Association (APPA) and the Intermountain Power Superintendent Association (IPSA). The Power Department was awarded the APPA award for “First Place Group C 30,000 to 59,000 work hours with zero lost time accidents” and IPSA for “First Place Group 30,000-69,999 work hours with zero lost time accidents as well as the IPSA safety leadership award for 5 years consecutive without a lost time accident.” Director Fredrickson also wanted to thank City Attorney, John Penrod for overseeing risk management for the City. Mayor Clyde congratulated the Power Department for their attitude towards safety and expressed how important safety is so that workers can go home to their families each night.

3. Presentation of the Art City Days Rodeo Royalty

Mayor Clyde welcomed the Art City Days Royalty and invited them to introduce themselves. Rodeo Queen Megan Wood, First Attendant Alli Johansen, and Second Attendant Rebecca Powell offered a list of events planned for the Art City Days Rodeo and invited the Council and all citizens to attend. Mayor Clyde reported he has attended in the past and it was great fun and he is looking forward to it this year. The Royalty presented the Council with a gift basket and free tickets to the event.

CONSENT AGENDA

4. Approval of all City purchase orders properly signed (Springville City Code §2-10-110(5));
5. Approval of Re-Appointment to the Landmark Preservation Commission – Von Allman and Mark Gillies

COUNCILMEMBER CHILD MOVED TO APPROVE THE CONSENT AGENDA MOVING ITEM #6 TO THE REGULAR AGENDA. COUNCILMEMBER CONOVER SECONDED THE MOTION. VOTE IS RECORDED AS: COUNCILMEMBER CHILD-AYE, COUNCILMEMBER CONOVER-AYE, AND COUNCILMEMBER SORENSEN-AYE. THE MOTION PASSED UNANIMOUSLY

PUBLIC HEARING AGENDA

Fred Philpot, Financial Analyst for Young, Robertson and Burningham – Consultant on Impact Fees gave a short presentation before the Public Hearing.

7. **Public Hearing to consider an Ordinance adopting the Storm Drain Master Plan, the Impact Fee Facility Plan and Impact Fee Analysis; establishing an Impact Fee Calculation Methodology and establishing a Storm Drain Impact Fee to be imposed on all new and/or expanding development** – Jeff Anderson,

Mayor Clyde opened the public hearing. Karen Ifediba 450 E 100 S introduced herself to the Council and commended those that have worked on this project and appreciates their time. She feels it has been very thorough and well thought out. Ms. Ifediba expressed she recommends they be approved and Citizens that choose to build will benefit.

Mayor Clyde agrees this will be a benefit to citizens and is happy to see they are going down. Mayor Clyde asked if there was other public comment. There was none.

COUNCILMEMBER CONOVER MOVED TO CLOSE THE PUBLIC HEARING. COUNCILMEMBER CHILD SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR OF THE MOTION. THE MOTION PASSED UNANIMOUSLY.

COUNCILMEMBER CONOVER MOVED TO APPROVE **ORDINANCE #12-2014** THAT ADOPTS AND APPROVES THE **STORM DRAIN** MASTER PLAN AND CAPITAL IMPROVEMENTS PLAN UPDATE PREPARED BY CITY STAFF AND ENGINEERING CONSULTANT BOWEN COLLINS AND ASSOCIATES; THE **STORM DRAIN** IMPACT FEE ANALYSIS REPORT PREPARED BY LEWIS YOUNG ROBERTSON AND BURNINGHAM, INC.; AND **STORM DRAIN** IMPACT FEES AS SET FORTH IN THE IMPACT FEE ANALYSIS AND ADOPTED PURSUANT TO THE UTAH IMPACT FEES ACT. COUNCIL MEMBER SORENSEN SECONDED THE MOTION. THE VOTE IS RECORDED AS FOLLOWS: COUNCIL MEMBER CHILD-AYE, COUNCILMEMBER CONOVER-AYE, AND COUNCIL MEMBER SORENSEN-AYE. COUNCILMEMBER CREER AND COUNCIL MEMBER OLSEN WERE ABSENT. THE MOTION PASSED UNANIMOUSLY.

8. **Public Hearing to consider an Ordinance adopting the Culinary Water Master Plan, the Impact Fee Facility Plan and Impact Fee Analysis; establishing an Impact Fee Calculation Methodology and establishing a Culinary Water Impact Fee to be imposed on all new and/or expanding development** – Jeff Anderson, City Engineer

Mayor Clyde opened the public hearing. There was no public comment.

COUNCILMEMBER CHILD MOVED TO CLOSE THE PUBLIC HEARING. COUNCIL MEMBER CONOVER SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR OF THE MOTION. THE MOTION PASSED UNANIMOUSLY.

COUNCILMEMBER SORENSEN MOVED TO APPROVE **ORDINANCE #13-2014** AS WRITTEN. COUNCIL MEMBER CONOVER SECONDED THE MOTION. THE VOTE IS RECORDED AS FOLLOWS: COUNCIL MEMBER CHILD-AYE, COUNCILMEMBER CONOVER-AYE, AND COUNCILMEMBER SORENSEN-AYE. COUNCILMEMBER CREER AND COUNCIL MEMBER OLSEN WERE ABSENT. THE MOTION PASSED UNANIMOUSLY.

9. **Public Hearing to consider an Ordinance adopting the Wastewater Collection Master Plan, the Impact Fee Facility Plan and Impact Fee Analysis; establishing an Impact Fee Calculation Methodology and establishing a Sewer Impact Fee to be imposed on all new and/or expanding development** – Jeff Anderson, City Engineer

Mayor Clyde opened the public hearing. There was no public comment.

COUNCILMEMBER CHILD MOVED TO CLOSE THE PUBLIC HEARING. COUNCILMEMBER CONOVER SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR OF THE MOTION. THE MOTION PASSED UNANIMOUSLY.

COUNCILMEMBER CHILD MOVED TO APPROVE **ORDINANCE #14-2014** THAT ADOPTS AND APPROVES THE **WASTEWATER** COLLECTION SYSTEM MASTER PLAN AS WRITTEN. COUNCILMEMBER CONOVER SECONDED THE MOTION. THE VOTE IS RECORDED AS FOLLOWS: COUNCILMEMBER CHILD-AYE, COUNCIL MEMBER CONOVER-AYE, AND COUNCILMEMBER SORENSEN-AYE. COUNCILMEMBER CREER AND COUNCILMEMBER OLSEN WERE ABSENT. THE MOTION PASSED UNANIMOUSLY.

10. **Public Hearing to consider an Ordinance adopting the Pressurized Irrigation Master Plan, the Impact Fee Facility Plan and Impact Fee Analysis; establishing an Impact Fee Calculation Methodology and establishing a Pressurized Irrigation Impact Fee to be imposed on all new and/or expanding development** – Jeff Anderson, City Engineer

Mayor Clyde opened the public hearing. There was no public comment.

COUNCILMEMBER CONOVER MOVED TO CLOSE THE PUBLIC HEARING. COUNCIL MEMBER SORENSEN SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR OF THE MOTION. THE MOTION PASSED UNANIMOUSLY.

COUNCILMEMBER SORENSEN MOVED TO APPROVE **ORDINANCE #15-2014** AS WRITTEN. COUNCILMEMBER CONOVER SECONDED THE MOTION. THE VOTE IS RECORDED AS FOLLOWS: COUNCILMEMBER CHILD-AYE, COUNCILMEMBER CONOVER-AYE, AND COUNCILMEMBER SORENSEN-AYE. COUNCILMEMBER CREER AND COUNCILMEMBER OLSEN WERE ABSENT. THE MOTION PASSED UNANIMOUSLY.

REGULAR AGENDA

6. Approval of Re-Appointment to the Planning Commission – Brad Mertz and Frank Young

Item moved from Consent Agenda. Councilmember Conover stated his concern about the length of service for volunteers on the Planning Commission. He would like to see a city business owner on the commission. Councilmember Conover expressed that to better improve the economic development of the city he would like to have a name of a local business owner. Mayor Clyde discussed the length of service, and feels it is a good suggestion to have someone that represents local business. Mayor Clyde noted he relies on council members for recommendations on individuals to be appointed and feels they have done a good job. Councilmember Child stated he feels recent candidates are looking for the best interest of the City and are good candidates. Councilmember Sorensen stated it is a point well taken and should apply for all boards and commissions. Councilmember Sorensen stated there are probably others that would give a better cross representation. Mayor Clyde acknowledged it was good to have some experience and sometimes two terms is needed.

COUNCILMEMBER CHILD MOVED TO APPROVE THE RE-APPOINTMENT OF BRAD MERTZ AND FRANK YOUNG TO THE PLANNING COMMISSION. COUNCILMEMBER

SORENSEN SECONDED AND COUNCILMEMBER CONOVER OPPOSED. MOTION NOT CARRIED

11. Consideration of an Ordinance that establishes a local ethics commission to review complaints against elected and appointed officials for violations of the Municipal Officer's and Employees' Ethics Act – John Penrod, Assistant City Administrator/City Attorney

Attorney Penrod addressed the Council and stated that the item before them is based upon a statute passed by the legislature last year. He explained the City could establish a local commission or continue with the states ethics commission. Attorney Penrod discussed the Municipal Officers Employees' Ethics Act. Council discussed what establishing a local ethics commission would require and if it would supersede the State ethics commission. After discussion Council decided not to go with a local ethics commission at this time and keep with the current State process.

ORDINANCE NOT APPROVED

12. Consideration of an Inter-local Agreement creating a Utah County Ethics Commission – John Penrod, Assistant City Administrator/City Attorney
Because item #11 on the regular council agenda was not passed no action was taken.

MAYOR, COUNCIL AND ADMINISTRATIVE REPORTS

There were no reports.

CLOSED SESSION

13. The Springville City Council may temporarily recess the regular meeting and convene in a closed session to discuss pending or reasonably imminent litigation, and the purchase, exchange, or lease of real property, as provided by Utah Code Annotated §52-4-205.

There was no closed session.

ADJOURNMENT

COUNCILMEMBER CONOVER MOVED TO ADJOURN THE CITY COUNCIL MEETING AT 8:43 P.M. COUNCILMEMBER SORENSEN SECONDED THE MOTION. ALL PRESENT VOTED IN FAVOR OF THE MOTION. THE MOTION PASSED UNANIMOUSLY.